

Remarks:

This amendment is submitted in an earnest effort to advance this case to issue without delay. The examiner has indicated that the case contains allowable subject matter.

Enclosed herewith is a Replacement Drawing. In addition claims 2-5, 8, and 12 have been canceled to overcome the Rule 83 problems.

In addition the translation serving as Specification has been edited to place it in better US form, by adding the required headings and cross-reference paragraph. In addition the term "patch" as now used in the main claim has been added. This does not constitute new matter and in fact the amendments to the Specification contain no new matter whatsoever.

A new US-style claim 13 has been added to the case, the other independent and several dependent claims have been canceled, and those dependent claims that were not canceled have been amended to better comply with US practice and to depend from new claim 13.

This new claim 13 is aimed at the bag of FIG. 2 with a pair of handle patches 15 each formed with a hand hole and joined to the respective side panel 13 so as to normally lie flatly

thereagainst (dashed lines), but foldable upward to serve as a carry handle.

Nothing like this is seen in the cited art. More specifically:

JP '695 of Tanaka has nothing resembling separate handle patches. Instead a handle is formed by punching out the sides of the bag.

Thus this reference in fact further from the invention than DE 31 44 702 of Steinbrugger that was filed with the original application papers and cited in the International Search Report. In Steinbrugger, however, the handles are simple loops that always project up past the upper side of the bag. Thus shipping and stocking the bags is a problem because of this structure.

The instant invention clearly distinguishes over the above-discussed art under §103. Allowance of all claims is in order.

If only minor problems that could be corrected by means of a telephone conference stand in the way of allowance of this

case, the examiner is invited to call the undersigned to make the necessary corrections.

K.F. Ross P.C.

/Andrew Wilford/

by: Andrew Wilford, 26,597
Attorney for Applicant

05 January 2009
5683 Riverdale Avenue Box 900
Bronx, NY 10471-0900
Cust. No.: 535
Tel: 718 884-6600
Fax: 718 601-1099
Email: email@kfrpc.com

Enclosure: Extension (one month)
 Marked Specification
 Clean Specification
 Replacement Drawing (1 sheets)